



Corres. and Mail  
★ ROX AF RECEIVED  
FEB 02 2004  
TC 1700

1713  
AF  
MS AF  
RESPONSE UNDER  
37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1713

PATENT  
0649-0619P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Yasuyuki TANAKA et al. Conf.: 5656  
Appl. No.: 08/941,132 Group: 1713  
Filed: September 30, 1997 Examiner: F. Zitomer  
For: MODIFIED NATURAL RUBBER

NOTICE OF APPEAL FROM THE  
PRIMARY EXAMINER TO THE BOARD OF APPEALS

MS AF

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

January 30, 2004

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated July 31, 2003 of the Primary Examiner finally rejecting claims 1-3, 7, 8 and 28-32.

☐ This document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

☒ NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$950.00 is required for the full period of the above-requested extension of time.

☐ An extension of \_\_\_\_\_ ( ) month(s) for responding to the Final Rejection was previously requested and paid for on \_\_\_\_\_. Thus a fee of \$0.00 is required to obtain an additional \_\_\_\_\_ ( ) month(s) for filing the Notice of Appeal.

02/02/2004 EFLORES 00000030 08941132

01 FC:1401 330.00 DP  
02 FC:1253 950.00 DP

☐ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☒ Large entity - \$330.00

☐ Small Entity - \$165.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$1,280.00.

Payment of the above TOTAL FEE is being made in the following manner:

☒ Check(s) in the amount of \$1,280.00 is/are enclosed.

☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,


BIRCH, STEWART, KOLASCH & BIRCH, LLP

By



John W. Bailey, #32,881

P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000

  
JWB/GMD/gh  
0649-0619P

(Rev. 09/30/03)